

UNITED STATES COURT OF APPEALS  
FOR THE NINTH CIRCUIT  
**NOTICE OF APPEAL NOTIFICATION FORM**

Please Fill Out Completely

**RECEIVED**  
CATHY A. CATTERSON, CLERK  
U.S. COURT OF APPEALS

MAR 25 2008

2008 MAR -8 PM 1:11  
RICHARD J. ... March 21, 2008

**CASE INFORMATION:**Short Case Title: BINYAM MOHAMED-v- JEPPESEN DATAPLAN INC

Court of Appeals No. (leave blank if a unassigned)

U.S. District Court, Division & Judge Name: San Jose Division, Judge James WareCriminal and/or Civil Case No.: CV 07-02798 JWDate Complaint/Indictment/Petition Filed: 5/30/07Date Appealed order/judgment entered 2/13/08Date NOA filed 3/14/08

Date(s) of Indictment Plea Hearing Sentencing

08-15693

COA Status (check one): ☐ granted in full (attach order) ☐ denied in full (send record)  
☐ granted in part (attach order) ☐ pending

Court Reporter(s) Name & Phone Number: Jana Ridenour**Magistrate Judge's Order? If so, please attach.****FEE INFORMATION**Date Docket Fee Paid: 3/14/08

Date Docket Fee Billed:

Date FP granted:

Date FP denied:

Is FP pending? ☐ yes ☐ noWas FP limited ☐? Revoked ☐?US Government Appeal? ☐ yes ☐ no

Companion Cases? Please list:

**Please attach copy of any order granting, denying or revoking FP.****COUNSEL INFORMATION (Please include email address)**

Appellate Counsel:

Appellee Counsel:

Steven M. Watt

Michael Patrick Abate

American Civil Liberties Union

US Department of Justice

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Email: swatt@aclu.org

☐ retained ☐ CJA ☐ FPD ☐ Pro Se ☐ Other **Please attach appointment order.****DEFENDANT INFORMATION**

Prisoner ID:

Address:

Custody:

Bail:

**AMENDED NOTIFICATION INFORMATION**

Date Fees Paid:

9th Circuit Docket Number:

Name & Phone Number of Person Completing this Form: Cindy Vargas

## UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

MAR 31 2008

MOLLY DWYER, CLERK OF COURT  
U.S. COURT OF APPEALS

BINYAM MOHAMED; ABOU  
ELKASSIM BRITEL; AHMED AGIZA;  
MOHAMED FARAG AHMAD  
BASHMILAH; BISHER AL-RAWI,

Plaintiffs - Appellants

v.

JEPPESEN DATAPLAN, INC.,

Defendant - Appellee

UNITED STATES OF AMERICA,

Intervenor - Appellee

No. 08-15693

D.C. No. 5:07-CV-02798-JW

**TIME SCHEDULE  
ORDER**

The parties shall meet the following time schedule:

**Mon., March 24, 2008**

Appellant/petitioner shall notify appellee/respondent of transcripts to be ordered, pursuant to 9th Cir. R. 10-3.1(a);

**Thu., April 3, 2008**

Appellee/respondent shall notify appellant/petitioner of any additional transcripts needed, pursuant to 9th Cir. R. 10-3.1(b);

**Mon., April 14, 2008**

Appellant/petitioner shall file transcript order form with the district court and make payment arrangements with court reporter, pursuant to 9th Cir. R. 10-3.1;

**Mon., June 30, 2008**

Appellant/petitioner's opening brief and excerpts of record shall be served and filed pursuant to FRAP 32 and 9th Cir. R. 32-1;

**Tue., July 29, 2008**

The brief of appellee/respondent shall be filed and served, pursuant to FRAP 32 and 9th Cir. R. 32-1

**The optional appellant/petitioner reply brief shall be filed and served within fourteen days of service of the appellee/respondent's brief, pursuant to FRAP 32 and 9th Cir. R. 32-1.**

**Failure of the appellant to comply with the Time Schedule Order will result in automatic dismissal of the appeal. 9th Cir. R. 42-1**

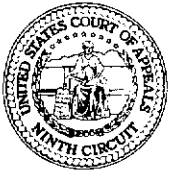
**Appellants/Petitioners without representation of counsel in a prisoner appeal may have their case submitted on the briefs and record without oral argument, pursuant to FRAP 34(a). Within 10 days of the filing of the appellant's opening brief, parties may file a statement setting forth the reasons why, in the opinion of the parties, oral argument should be heard.**

FOR THE COURT:

Molly Dwyer  
Clerk of Court

RT

Ruben Talavera  
Deputy Clerk



Molly Dwyer  
Clerk of Court

Office of the Clerk  
**United States Court of Appeals for the Ninth Circuit**  
95 Seventh Street  
Post Office Box 193939  
San Francisco, California 94119-3939



(415) 355-8000

March 31, 2008

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USCA9 No.: 08-15693  
D.C. No.: 5:07-CV-02798-JW  
Short Title: Binyam Mohamed, et al v. Jeppesen Dataplan, Inc.

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Dear Counsel:

A copy of your notice of appeal/petition has been received in the Clerk's office of the United States Court of Appeals for the Ninth Circuit.

The U.S. Court of Appeals docket number shown above has been assigned to this case. You must indicate this Court of Appeals docket number whenever you communicate with this court regarding this case. Please furnish this docket number immediately to the court reporter if you place an order, or have placed an order, for portions of the trial transcripts. The court reporter will need this docket number when communicating with this court.

**The due dates for designating and filing the reporter's transcript, if applicable, filing the parties' briefs and otherwise perfecting the appeal have been set by the enclosed "Time Schedule Order," pursuant to applicable FRAP rules. These dates can be extended only by court order. Failure of the appellant to comply with the time schedule order will result in automatic dismissal of the appeal. 9th Cir. R. 42-1.**

The following information is being provided in an attempt to answer the most frequently asked questions regarding the appellate process. Please review this information very carefully. For convenience, we use the term "Circuit Rules" instead of "Rules of the United States Court of Appeals for the Ninth Circuit" and "FRAP" instead of "Federal Rules of Appellate Procedure."

Enclosed with this letter is an appellate processing schedule along with a case processing checklist to help you monitor the progress of your case.

**Appellants/Petitioners who are filing pro se should refer to the accompanying information sheet regarding the filing of informal briefs.**